

## AGENDA

INSOLVENCY LAW COMMITTEE  
JANUARY 20, 2005  
10:00 a.m.  
SAN DIEGO, CALIFORNIA

1. Administrative Matters (Paul Pascuzzi)
  - a. Membership issue
  - b. Approval of Minutes: December 9, 2005
  - c. Bar profiles set up
  - d. List serve bounce-backs (Donna Parkinson)
2. Website and Constituency Subcommittee Report (Eve Karasik)
  - a. Web updates
    - i. General annual review and update of webpage
    - ii. Other ideas
  - b. E-Bulletins (Paul Pascuzzi)
    - i. Mini-articles/case updates/BAPCPA news
    - ii. Announcements re upcoming programs
    - iii. Ideas for other topics
  - c. Solicitation for constituency list from attendees of CBF Annual Conference (Eve Karasik, Doug Boven, Paul Pascuzzi, Rob Harris)
3. Education Subcommittee Report (Liz Berke-Dreyfuss/Donna Parkinson)
  - a. Winter Section Education Institute January 27-29, 2006, "The New Bankruptcy Act: What Every General Practitioner Should Know"
  - b. State Bar 2006 Annual Meeting deadlines
    - i. January 24, 2006, topic and descriptions deadline
    - ii. Interest from Standing Committee on Delivery of Legal Services
  - c. Other program ideas for continuing education; any volunteers?
    - i. Topics: Programs on bankruptcy reform legislation; Small Business Bankruptcy; Commencing a Case; Executing a Case; Conclusion of a

Case; Landlord Issues; Construction/Bankruptcy; Healthcare Bankruptcy issues; Securities/Bankruptcy

- ii. Venues: teleseminars, co-sponsorships with other State Bar committees, San Jose Inns of Court and other local bar groups

4. Publications Subcommittee Report (Colin Wied)

- a. Business Law News
  - i. Article updates
  - ii. Colin Wied submission of article from Family Law program at Annual Meeting
- b. Annual review (Paul Pascuzzi, Dan Schechter)
- c. Other publication channels and topics—Chapter 11 Manual

5. Legislation Subcommittee Report (David Meadows)

- a. Possible ALP re CCP § 703.130 and other California provisions containing erroneous references to Bankruptcy Code (or Act!) (Bill Sias)
- b. Fairness in Bankruptcy Litigation Act of 2005 (re venue) [S.314] (Molly Baier/Lisa Fenning): ILC comment finalized, not expected to move until January 2006
- c. S.256 (BAPCPA):
  - i. Liaison to Central District Ad Hoc Committee (Barry Glaser)
  - ii. Review of Interim Rules and Forms; comment (Mary Jo Wiggins)
  - iii. Attorney Discipline Rules proposal with ABA (Lisa Fenning)
  - iv. Possible amendments re attorney liability; other “clean-up” legislation; not expect any activity until January 2006; (S. 1879; S. 1647; S. 1787) (David Meadows)
- d. Other state and federal bills (David Meadows)
  - i. H.R. 4296 preferences
  - ii. H.R. 4241/S. 1932 pension termination surcharges
  - iii. Others
- e. California Law Revision Commission

- i. Mechanics lien revisions; probable early 2006
    - ii. Assignment for benefit of creditors; status (Mark Porter)
  - f. CCP § 697.530 and problems perfecting lien upon assets of a foreign corporation in California (Mark Porter, Ellen Friedman, Paul Pascuzzi)
  - g. CCP §§ 708.110 *et seq.* and other secret liens; education project with UCC Committee (Mark Porter)
  - h. 580b Protections on refinance; possible ALP (Barry Glaser)
  - i. Lis Pendens case; possible ALP (Paul Pascuzzi)
  - j. Uniform Debt Management Services Act (Paul Pascuzzi)
6. Update from Executive Committee Liaison (Rob Harris)
7. New Business
- a. Possible ebulletin re glitch in 362(b)(24) regarding post-petition transfers to BFPs (Lisa Fenning)
8. Adjournment

⇒ Next meeting: February 24, 2006 – Wendel Rosen Black & Dean [Elizabeth Berke-Dreyfuss] 1111 Broadway, 24th Floor, Oakland, California 94607; Phone 510/834-6600